



#10

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q67050

Hiroyuki HISAMICHI, et al.

Appln. No.: 10/009,276

Group Art Unit: 1624

Confirmation No.: 6088

Examiner: Sudhaker B. Patel

Filed: December 10, 2001

For: NOVEL HETEROCYCLECARBOXAMIDE DERIVATIVE

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RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement, dated June 24, 2003, Applicants elect Group I, claims (in part) 1-6, drawn to compounds, composition and a method of use for Formula (I) of claim 1 wherein $Y=Z$ (double bond) for examination.

In response to the election of species requirement, Applicants elect the species of (6) - X: NR^4 ; $Y-Z$ (single bond); $\text{CR}^7=\text{N}$; core formed: 6-membered pyrazine, for examination. Claims 1-6 read on the elected species.

Applicants submit that if any of the elected claims is found to be allowable, claims dependent therefrom should similarly be considered allowable in the same application.

Applicants reserve the right to file a Divisional Application directed to non-elected claims.

Call Mr. Mosh 8/29/03 9:45A

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

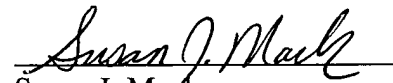
Respectfully submitted,

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23373

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Date: JUL 24 2003